

1 HARRISON J. FRAHN (Bar No. 206822)
2 SIMPSON THACHER & BARTLETT LLP
3 2550 Hanover Street
4 Palo Alto, CA 94304
5 Telephone: (650) 251-5000
6 Facsimile: (650) 251-5002
7
8 *Attorney for Blackhawk Parent LLC and*
9 *EOP Operating Limited Partnership, LP*
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11 UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA
13
14 SAN JOSE DIVISION
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16 WARREN E. SPIEKER, JR. DENNIS E.
17 SINGLETON, JOHN K. FRENCH, BRUCE E.
18 HOSFORD, BLAKE FAMILY TRUST,
19 GREGG R. DAUGHERTY, JOHN G.
20 DAVENPORT, JAMES C. EDDY, JOHN A.
21 FOSTER, DONALD S. JEFFERSON,
22 VINCENT D. MULROY, RICHARD L.
23 ROMNEY, JILL T. SCHNUGG, PETER H.
24 SCHNUGG, JOHN B. SOUTHER, JR.,
25 CRAIG G. VOUGHT and JOEL BENOLIEL,

26 Plaintiffs/Petitioners,

27 v.

28 BLACKHAWK PARENT LLC, a Delaware
limited liability company, and EOP
OPERATING LIMITED PARTNERSHIP, a
Delaware limited partnership,

Defendants/Respondents.

Case No. 07-cv-03001-RS

**DECLINATION TO PROCEED
BEFORE A MAGISTRATE JUDGE
AND REQUEST FOR
REASSIGNMENT TO A UNITED
STATES DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned parties hereby decline to consent to the assignment of this case to a United States Magistrate Judge for disposition and any and all other purposes, and hereby request the reassignment of this case to a United States District Judge. The undersigned parties submit this Request for Reassignment without waiver of any defenses, including but not limited to

1 lack of personal jurisdiction, improper venue, insufficiency of process, and insufficiency of
2 service of process.

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4 Dated: June 18, 2007

SIMPSON THACHER & BARTLETT LLP

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6 By /s/ Harrison J. Frahn IV
HARRISON J. FRAHN IV
7 Counsel for Defendants/Respondents
8 Blackhawk Parent LLC and EOP Operating
Limited Partnership
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